

**EXPRESS ABANDONMENT UNDER
37 CFR 1.138**

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|-------------------------------|------------------|
| Application Number | 10/063,559 |
| Filing Date | May 2, 2002 |
| First Named Inventor | David C. Kulp |
| Art Unit | 1631 |
| Examiner Name | Carolyn L. Smith |
| Attorney Docket Number | 3291.7 |

Please **check only one** of boxes 1 or 2 below:

(If no box is checked, this paper will be treated as a request for express abandonment as of the filing date of this paper.)

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I request that the above-identified application be expressly abandoned as of the filing date of this paper.

2. ☒ **Express Abandonment in Favor of a Continuing Application**

I request that the above-identified application be expressly abandoned in favor of continuing application 10/423,403 filed April 25, 2003.

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I am the

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- ☐ assignee of record of the entire interest. See 37 CFR 3.71
Statement under 37CFR 3.73(b) is enclosed. (Form PTO/SB/96)
- ☒ attorney or agent of record. Registration Number 31,395
- ☐ attorney or agent acting under 37 CFR 1.34 (may act under 37 CFR 1.34
only if box 2 above, stating that the application is expressly abandoned in favor of
a continuing application, is checked). Attorney or agent registration number if acting under
37 CFR 1.34. _____
(Attorney or agent registration number)

/Philip L. McGarrigle/

December 13, 2006

Signature

Date

Philip L. McGarrigle

408-731-5000

Typed or printed name

Telephone Number

Note: Signature of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below.

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This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Express Abandonment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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